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**Response to Missing  
Requirements Under  
35 USC § 371**

Attorney Docket No.: FBRIC51.001  
First Named Inventor: Paul van Saarloos  
Int'l Application No.: PCT/AU03/01547  
US Application No.: 10/535,726  
Entered National Phase: May 19, 2005  
Title: **A CORNEAL TOPOGRAPHER**

**Direct all correspondence to Customer No.: 20995**

Date: February 16, 2006

Page 1 of 1

**Mail Stop PCT**

United States Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on

February 16, 2006

(Date)

John M. Carson, Reg. No. 34,303

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated November 18, 2005.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in 2 pages.
- (X) Power of attorney form and copy of assignment in 4 total pages.
- (X) Return prepaid postcard.

**FILING FEES NOT YET PAID:**

| FEE CALCULATION   |                     |              |                      |              |
|-------------------|---------------------|--------------|----------------------|--------------|
| FEE TYPE          |                     | LARGE FEE    | CALCULATION          | TOTAL        |
| Late Oath/Decl.   | 37 CFR § 1.492(h)   | 1617 (\$130) |                      | \$130        |
| 1 Month Extension | 37 CFR § 1.17(a)(1) | 1251 (\$120) |                      | \$120        |
|                   |                     |              | <b>TOTAL FEE DUE</b> | <b>\$250</b> |

- (X) A check in the amount of **\$250** is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.

02/23/2006 GFREY1 00000088 10535726

01 FC:1617 130.00 OP  
02 FC:1251 120.00 OP

John M. Carson  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO 21 FEB 2006

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/535,726                  | Paul Van Saarloos     | FBRIC51.001APC   |

20995  
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INTERNATIONAL APPLICATION NO.

PCT/AU03/01547

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
| 11/20/2003       | 11/20/2002    |

CONFIRMATION NO. 7467

371 FORMALITIES LETTER

\*OC000000017482906\*

Date Mailed: 11/18/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/19/2005
- Copy of the International Search Report filed on 05/19/2005
- Copy of IPE Report filed on 05/19/2005
- Copy of Annexes to the IPE filed on 05/19/2005
- Preliminary Amendments filed on 05/19/2005
- Information Disclosure Statements filed on 08/22/2005
- Request for Immediate Examination filed on 05/19/2005
- Copy of references cited in ISR filed on 08/22/2005
- U.S. Basic National Fees filed on 05/19/2005
- Priority Documents filed on 05/19/2005
- Specification filed on 05/19/2005
- Claims filed on 05/19/2005
- Abstracts filed on 05/19/2005
- Drawings filed on 05/19/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

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missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/535,726                  | PCT/AU03/01547                | FBRIC51.001APC   |

FORM PCT/DO/EO/905 (371 Formalities Notice)

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